

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF NORTH CAROLINA  
CIVIL ACTION NO. 1:13-CV-897**

\_\_\_\_\_  
JAMES DILLON, on Behalf of Himself :  
and All Others Similarly Situated, :

Plaintiffs, :

v. :

BMO HARRIS BANK, N.A., FOUR :  
OAKS BANK & TRUST, a North :  
Carolina-Chartered Bank, GENERATIONS :  
FEDERAL CREDIT UNION, and BAY :  
CITIES BANK, a Florida State-Chartered :

Defendants. :

**STIPULATION OF DISMISSAL WITH PREJUDICE AS TO BAY CITIES BANK**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiff James Dillon and Defendant Bay Cities Bank hereby stipulate that all claims asserted by Plaintiff against Bay Cities Bank in this action are dismissed with prejudice, as well as any counterclaims that were or could have been asserted by Bay Cities Bank against Plaintiff, with each party to bear his or its own costs and fees.

Dated: March 23, 2017.

Respectfully submitted,

/s/ Hassan A. Zavareei (With Express Permission)

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 23, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of the filing to the attorneys of record.

/s/ Benjamin F. Sidbury  
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